

1 JUDGE STEINBERG: Okay. Let's take a brief recess
2 and then we can come back and do, do a little bit of house-
3 keeping, or at least make plans for housekeeping.

4 (Whereupon, off the record at 2:57 p.m. Back on the
5 record at 3:03 p.m.)

6 JUDGE STEINBERG: While we were off the record we
7 were talking about procedural stuff. And just to summarize
8 what's relevant now, we talked about other things, but what
9 we're, what we're talking about now is Mr. Honig has -- Mr.
10 Honig told me on Friday that he had a witness that he would
11 need a subpoena for and he was sending over a request for a
12 subpoena. Am I correct?

13 MR. HONIG: Yes.

14 JUDGE STEINBERG: This is late Friday. I basically
15 said send the thing over. I'm not going to do anything until
16 Monday anyway. I was getting ready to leave. And I didn't
17 know until this morning that this -- I had assumed that this
18 individual was one of the people who had given the NAACP a
19 declaration or an affidavit. I didn't know until this morning
20 that this individual was not --

21 MS. SCHMELTZER: May I ask how you found out this
22 morning since we didn't know this?

23 JUDGE STEINBERG: It's, it's -- because it wasn't
24 requested -- not -- because Mr. Honig gave me a subpoena and I
25 said that's a -- and I said I got the subpoena but I don't

1 have the request. And he said I didn't do one, I'll do one.
2 And that's an ex parte request for a subpoena. But I didn't
3 know until this morning that, that this individual would not
4 give a written statement. So, I suggested to Mr. Honig that
5 when we talk about the 11 exhibits, the, the declarations, we
6 also talk about this individual, and that would save him the
7 time of, time of writing the pleading, you know, the Request
8 for Subpoena, et cetera, and that way everyone would know who
9 this individual was, what the testimony was going to be, and
10 they can prepare for it.

11 At that point Mrs. Schmeltzer interposed an objec-
12 tion and I'll let you put them on the record.

13 MS. SCHMELTZER: Right. The rebuttal exhibit
14 exchange date was last Friday. Mr. Honig called me sometime
15 prior to last Friday and said he would be exchanging exhibits
16 on that date, and he mentioned that he might have someone who
17 was not willing to give a statement. And I said to him:
18 well, then you're obliged to give us the name of the person
19 and a summary of what they would testify to. And I assumed
20 that we would get one or the other on Friday. I have never
21 been in a case where somebody has come up with another witness
22 after the rebuttal exhibit exchange date. I don't know why we
23 have exhibit exchange dates if people are not going to comply
24 with them.

25 So, I think that this is very prejudicial. It's

1 going to delay the case. And I would object to anybody -- any
2 testimony from anyone that has not been included in the exhib-
3 it exchange that Mr. Honig exchanged.

4 MR. HONIG: May I respond?

5 JUDGE STEINBERG: Let Mr., Mr. Zauner or Ms.
6 Laden --

7 MS. LADEN: Your Honor, I was just going to point
8 out it was my understanding, and I don't have the order here,
9 your order, your procedural order --

10 JUDGE STEINBERG: I have my -- I think I've got
11 everything with me.

12 MS. LADEN: But it was my understanding that the,
13 that the rebuttal exchange date was designed to identify
14 rebuttal witnesses as well as rebuttal exhibits and my feeling
15 is that the witnesses should have been, if known, should have
16 been identified.

17 JUDGE STEINBERG: In my original Order, FCC
18 94M-174, released March 18, 1994, just says "June 16, 1994,
19 exchange of written rebuttal case exhibits," and then there's
20 a footnote saying that they have to be hand-served. And then
21 I, and then I changed the date by subsequent order, but --

22 MS. SCHMELTZER: To the 17th.

23 JUDGE STEINBERG: Yeah. It probably says -- yeah,
24 it does say the same thing.

25 MR. GOTTFRIED: Correct.

1 JUDGE STEINBERG: I frankly didn't contemplate
2 written -- I mean -- not written. I frankly didn't contem-
3 plate oral rebuttal testimony -- unless I talked about it in
4 the Prehearing Conference.

5 MS. SCHMELTZER: I don't recall.

6 JUDGE STEINBERG: I'll tell you why, because in
7 every single one of my cases where there's been oral testimony
8 I always say that you have to disclose the name of the indi-
9 vidual and a summary, a detailed summary, of the testimony on
10 that specific date.

11 MR. HONIG: Your Honor, if I may be heard?

12 JUDGE STEINBERG: Okay.

13 MR. HONIG: I, I was a little puzzled what to do
14 also because the witness, well, was willing to tell me what he
15 would say but wasn't willing to provide a written statement.
16 So, what I did on Friday was to prepare a -- an ex parte
17 subpoena. And, frankly, having been up all night the night
18 before doing the other exhibits, I didn't have time to write
19 out the request. But I then called Friday afternoon to indi-
20 cate who it was and roughly what he'd say, but -- I think, if
21 I'm recalling correctly, we put it off until today, and I am
22 today prepared to identify the witness subject to proper
23 protection, which I'd like to suggest, because this is an easy
24 one to protect, fortunately.

25 JUDGE STEINBERG: Well --

1 MR. HONIG: He has his own lawyer. And, and I'm
2 also prepared to state now what the witness will testify to.
3 And, and as I said, he's easy to protect if, if -- because
4 he's indicated that he, he doesn't want to be troubled other
5 than in a deposition, that if anyone calls him he's going to
6 refer them to his personal attorney. So, I think I ought to
7 just say, you know, they're free to call him but he's going to
8 have his personal attorney protect him.

9 MS. SCHMELTZER: I still think it's too late. I
10 mean, for one thing Mr. Honig was under a -- an order to
11 identify witnesses, and we never heard of this witness until
12 today when we're in hearing.

13 MR. HONIG: Well, I got the request in on, on
14 Friday, and of course if, if he had been -- if the subpoena
15 had issued Friday and, and, and I had then been able to serve
16 it, then I -- my instructions from that witness were at that
17 point tell them who I am.

18 MS. SCHMELTZER: I mean in response to our Request
19 for Interrogatories. You were under an order to identify
20 witnesses.

21 MR. HONIG: And, and, and I identified my witnesses
22 I think in a reasonably timely manner.

23 JUDGE STEINBERG: Well, what troubles me is reason-
24 ably timely is not timely. Timely is timely. And, you know,
25 I had -- really had no earthly idea until this morning that

1 | this -- I was under the, under the impression from what you
2 | said on the phone -- and don't ask me to, to quote it. I
3 | can't quote it. I can't -- but my impression was that this
4 | was an individual who had given a declaration but, but needed
5 | a subpoena to come testify. And I -- and there are witnesses,
6 | there are plenty of them, that won't appear voluntarily, most
7 | of whom are broadcasters who don't want to be testifying
8 | against other broadcasters. But if they can show their boss a
9 | subpoena saying: gee, I don't have any choice, I've got to
10 | come testify -- you know, then they'll come. And so I didn't
11 | know until this morning when I asked you where's the Request
12 | for Subpoena that this individual --

13 | MR. HONIG: Yeah.

14 | JUDGE STEINBERG: -- did not provide a declaration.

15 | MR. HONIG: The, the order, as I understood it as
16 | far as what I was obligated to do, it didn't say, if I'm
17 | correct, you know, that the instant that a witness makes it
18 | known to you that he has evidence you must supply it.

19 | JUDGE STEINBERG: You're talking about the discov-
20 | ery rule.

21 | MR. HONIG: Yeah. I'm assuming that that's, that's
22 | the substance of Ms. Schmeltzer's trouble --

23 | JUDGE STEINBERG: Well, the --

24 | MR. HONIG: -- trouble.

25 | JUDGE STEINBERG: Well, my understanding with that

1 is he's not a fact witness anyway, is he?

2 MR. HONIG: Well, let me -- do you want me to tell
3 you --

4 JUDGE STEINBERG: Well, let, let's just go off the
5 record for a minute.

6 (Whereupon, off the record at 3:12 p.m. Back on the
7 record at 3:17 p.m.)

8 JUDGE STEINBERG: What I'm going to suggest is that
9 we, we revisit this matter after we're finished with the 11
10 declarations.

11 MR. HONIG: Your Honor -- oh, you mean today?

12 JUDGE STEINBERG: No, we're not going to do the 11
13 declarations today.

14 MR. HONIG: No, no. I mean, I -- since Ms.
15 Schmeltzer is eager to learn the identity of the witness, I, I
16 would like to offer that and what the witness will say now.
17 If she thinks there's an error, I'd like to cure it
18 immediately.

19 MS. SCHMELTZER: Well, I have a procedural objec-
20 tion, and I don't want to waive that objection.

21 JUDGE STEINBERG: No. No. I don't -- it's, it's a
22 very well-taken objection because the date for the rebuttal
23 case was last Friday. Well, you know, I'll tell you if -- I'm
24 not going to impose any protective orders or restrictions or
25 whatever. If they want to pick up the phone and talk with the

1 individual or the individual's attorney --
2 MR. HONIG: This guy they can --
3 JUDGE STEINBERG: -- it's up to them.
4 MR. HONIG: -- they can do that.
5 JUDGE STEINBERG: Okay.
6 MR. HONIG: He, he's a big guy.
7 JUDGE STEINBERG: Okay. Why don't -- you want to
8 do that now? Is it -- we, we're on the record now, right?
9 Okay. That's -- why don't you do that now and then --
10 MR. HONIG: I'd like to do it now.
11 JUDGE STEINBERG: -- and then state -- why -- do
12 you have the individual's name and address?
13 MR. HONIG: Yes. The individual's name is Richard
14 Miller. His address is 8224 Manchester --
15 MS. SCHMELTZER: I'm sorry. Could you repeat that?
16 MR. HONIG: Richard Miller. 8224 Manchester, St.
17 Louis, Missouri, 63144.
18 MS. SCHMELTZER: I'm sorry. 6 3?
19 MR. HONIG: 1 4 4.
20 MS. SCHMELTZER: Okay.
21 MR. HONIG: Mr. --
22 JUDGE STEINBERG: Do you have a phone number for
23 the individual.
24 MR. HONIG: I have his number. I, I don't know if
25 it's listed or not.

1 JUDGE STEINBERG: Well, why don't you give it
2 because --

3 MR. HONIG: Hold on just a second. I may have to
4 call counsel with the number because I don't have my address
5 book here.

6 MS. SCHMELTZER: Who's his attorney? Do you have
7 his attorney's number?

8 MR. HONIG: No, but I can get that. Let me see if
9 I have his number here. I do not have his number here but
10 I'll, I'll obtain it.

11 JUDGE STEINBERG: Okay.

12 MR. HONIG: Oh, I, I'm sorry. I, I have -- no, I
13 have his work number: 961-8655. That's listed. Mr. Miller
14 is a retired broadcaster. He's a former licensee of another
15 station in the market. He's owned at various times five radio
16 stations in various large markets with various formats. He's
17 60 years old. He's been in the business as an owner until
18 recently when he retired since he was 25. And the station in
19 St. Louis that he used to be the, the manager and president --
20 was KRJY-FM, which was a oldies station. It was not a format
21 competitor of KFUD. He's known, of course, to them and they
22 know him.

23 There are three things that he's willing to testify
24 to which are fact questions. One is in, in his status -- with
25 his status as a person who over a period of time has, has

1 supervised dozens or over 100 sales people, how does a station
2 convince it's advertisers to buy time, what is the relative
3 importance of a specialized knowledge of a format in a sales
4 person. Second, what are the appropriate qualifications of a
5 radio salesperson. What's, what's the, what's the commercial
6 standard for sales people. And, third, as a long-time St.
7 Louis licensee starting in 1970, how difficult or how easy is
8 it to find qualified minorities to work in the St. Louis
9 market.

10 I will also mention an interesting fact about Mr.
11 Miller. KRJY is, is already mentioned in one of the Bureau's
12 exhibits. It's the exhibit that contains the NAACP's original
13 Petition to Deny. I think it's Bureau Exhibit 3. That sta-
14 tion was subject to the original Petition to Deny which later
15 was voluntarily withdrawn without settlement at the NAACP's
16 own option -- own motion and without any agreement or under-
17 standing. And, so, he, he certainly is a unique person and I
18 think it takes, takes a lot of courage for him to want to come
19 forward even under subpoena, and he's going to be a useful
20 witness. I would intend for him to be our lead witness. He's
21 agreed if he is subject to the protection of a subpoena to
22 testify at 9:30 a.m. the morning of June 27th.

23 (Off the record.)

24 (On the record.)

25 MS. SCHMELTZER: Your Honor, Mr. Honig's, Mr.

1 Honig's remark that this is their lead witness convinces me
2 more than ever that his name and, and summary of his testimony
3 should have been given to us last Friday. His name certainly
4 should have been given to us at a much earlier date in re-
5 sponse to the Order on Answers to Interrogatories. But,
6 frankly, I don't see any relevance to his testimony. It's
7 something we can address tomorrow when we go through the other
8 exhibits that Mr. Honig has exchanged.

9 MR. ZAUNER: I -- being surprised by -- that it --
10 as I think about it, it doesn't seem to rebut anything.

11 MS. SCHMELTZER: That's right.

12 MR. HONIG: If I may, Your Honor?

13 JUDGE STEINBERG: Well, everybody knows the indivi-
14 dual's name. Everybody knows what he's going to testify to,
15 what he -- and, and we can take this up when we take up Mr.
16 Honig's No. 1 through 11. So, I, I don't think we need to do
17 anything more about it now. And then you can combine your
18 objections or whatever, and then I can, and then I can issue a
19 ruling.

20 Okay. Now, let's, let's turn to the Mass Media
21 Bureau's exhibits.

22 MR. HONIG: Your, Your Honor, if I may make this
23 very -- I have reviewed the exhibits. I have no objections to
24 any of them, and I would like to be excused for about 15
25 minutes while -- or, or so while this is going on. I don't

1 think my presence is necessary. I have no objections to any
2 of them.

3 JUDGE STEINBERG: Anybody object to Mr. Honig being
4 excused?

5 (No response.)

6 JUDGE STEINBERG: Okay. You're excused.

7 MR. HONIG: Thank you, Your Honor.

8 (Whereupon, Mr. Honig was excused from the
9 courtroom.)

10 MR. ZAUNER: Could we go off the record for one
11 minute, Your Honor?

12 JUDGE STEINBERG: Yes.

13 (Off the record.)

14 (On the record.)

15 JUDGE STEINBERG: While we were off the record we
16 decided on a procedure. Rather than having the Mass Media
17 Bureau read, read into the record the identification of its
18 exhibits, we'll, we'll take the "Index of Mass Media Bureau
19 Exhibits" and I'll make that a Judge's Exhibit, and that will
20 constitute the identification of the exhibits.

21 Ms. Schmeltzer, do you have any objection to that
22 procedure?

23 MS. SCHMELTZER: I'm sorry. Could you repeat that?

24 JUDGE STEINBERG: What I'm -- basically what I'm
25 doing is, is Mass Media Bureau has an index of its exhibits.

1 MS. SCHMELTZER: Right. Right.

2 JUDGE STEINBERG: And I'm just marking that as
3 Judge's Exhibit 1, and that'll constitute the identification
4 of all 24 exhibits. It's, it's got the -- the index has the
5 exhibit number, the name of the exhibit, and the number of
6 pages, which is what we'd put in the record anyway.

7 MS. SCHMELTZER: That's fine.

8 JUDGE STEINBERG: Okay. So, we'll mark that, that
9 two-page exhibit Judge's Exhibit 1.

10 (Whereupon, the document referred
11 to as Judge's Exhibit No. 1 was
12 marked for identification.)

13 JUDGE STEINBERG: I expect that it will find a
14 prominent place in your Findings and Conclusions. And the
15 Mass, Mass Media Bureau Exhibits 1 through 24 are identified
16 as stated in Judge's Exhibit 1.

17 (Whereupon, the documents referred
18 to as Mass Media Bureau Exhibit
19 Nos. 1 through 24 were marked for
20 identification.)

21 JUDGE STEINBERG: If anybody finds an error in it,
22 you'll let me know and we'll just change it.

23 We can do the same thing with Mr. Honig's exhibits
24 rather than having him read, you know, 62 things into the
25 record.

1 Do I have to receive my own exhibit?

2 MS. SCHMELTZER: Well, that's what I was wondering.

3 MS. LADEN: Well, I want to --

4 JUDGE STEINBERG: I'll receive Judge's Exhibit 1.

5 (Whereupon, the document marked for
6 identification as Judge's Exhibit
7 No. 1 was received into evidence.)

8 JUDGE STEINBERG: Anybody object?

9 MS. LADEN: Yeah, I was going to object.

10 JUDGE STEINBERG: Overruled.

11 MS. LADEN: Just --

12 (Laughter.)

13 JUDGE STEINBERG: You know, I have sustained objec-
14 tions in -- when I ask questions. You, you object and --

15 MS. LADEN: I think I was there once when you did
16 it.

17 JUDGE STEINBERG: It was in --

18 MS. LADEN: It was -- yeah, in his son's --

19 JUDGE STEINBERG: And Mr. Raleigh (phonetic sp.)
20 nearly fell off his chair.

21 Okay. Do you want to take them one at a time?

22 (No audible response.)

23 JUDGE STEINBERG: Let me ask Ms. Schmeltzer. Are
24 you prepared for this? Because if you're not, we can do this
25 some other time. I don't, I don't want to rush you if this is

1 coming out of the blue.

2 MS. SCHMELTZER: The problem I'm having with the
3 Bureau's exhibits, Your Honor, is it's very unusual to put
4 every pleading in the record. The Hearing Designation Order
5 is the basis for the record and I don't -- you know, I don't
6 mind putting in our Renewal Application and our Supplement and
7 a few other appropriate things, but why we have to have every
8 letter going back and forth and every answer -- I just think
9 it's going to be very difficult to write Findings with -- on
10 all this stuff.

11 JUDGE STEINBERG: Well, I want it in. I want all
12 of the five FCC letters. I want all of your responses, if for
13 no other purpose than for background, how the case got to, to
14 where it is. I, I really think that we can't have a full and
15 complete record without all the background documents being in
16 there. That's my feeling about it. Had the Bureau not done
17 this, like, for instance, the -- I think the only thing that
18 you exchanged was the opposition.

19 MS. SCHMELTZER: We have as attachments some of the
20 things that are in here.

21 JUDGE STEINBERG: Okay. But, but I did notice the
22 Opposition and --

23 MS. SCHMELTZER: Some of the Renewals.

24 JUDGE STEINBERG: Yeah. But I think I would like
25 this in the record, if for no other purpose than background.

1 How it's going to be used in Findings, I really don't know.
2 In the Decatur case, which I'm sure you're familiar with, it
3 was on such-and-such a date. There was an inquiry on such-
4 and-such a date. There was an answer. And then there was an
5 explanation of the answer. But that -- the, the defense in
6 the Decatur case was structured differently from this.

7 MS. SCHMELTZER: Oh. Let me tell you what I don't
8 want to happen. I mean, we were asked for a lot of informa-
9 tion over a long period of time about different positions and
10 we supplied a lot of information, and I think we've addressed
11 all the questions in the Hearing Designation Order, but I
12 don't want somebody in Findings to say: and, by the way, the
13 Commission asked for the name of a Station Manager there and
14 the Church never really gave it to them, or something out of
15 the blue that's, you know, never been raised before.

16 JUDGE STEINBERG: I don't think that's the purpose
17 for which --

18 MS. SCHMELTZER: It's just that --

19 JUDGE STEINBERG: -- this is being --

20 MS. SCHMELTZER: -- there was a lot of information
21 that went back and forth. I think we've gotten to the guts of
22 it, but I don't want somebody to suddenly say: oh, gee,
23 there's this big conflict here.

24 MR. ZAUNER: I understand that as a, as a concern
25 of counsel whenever a large mass of information is put into a

1 proceeding. All, all I can say is that, that the purpose for
2 offering much of it is, or all of it is, is as the Judge sug-
3 gested, for background purposes. It, it is not our intent to
4 drag something out of this -- out of these exhibits to sandbag
5 the licensee with. I think the primary part of our Proposed
6 Findings and Conclusions will be from the case as it's made
7 here in the hearing room.

8 MS. SCHMELTZER: Well, on -- you know, with that
9 caveat I don't -- I'm not going to object to these.

10 JUDGE STEINBERG: Okay. Do you want to take them
11 one at a --

12 MS. SCHMELTZER: I don't --

13 JUDGE STEINBERG: Are you comfortable with dealing
14 with them now?

15 MS. SCHMELTZER: I'm comfortable with that. The,
16 the final exhibit that the Bureau is exchanging, it's not a
17 pleading, it's something we supplied, I have no objection to
18 that.

19 JUDGE STEINBERG: Do you want to move, move all of
20 them in or --

21 MS. SCHMELTZER: You can move all of them.

22 MS. LADEN: There are some, Your Honor, which are
23 duplicates -- after we exchanged --

24 JUDGE STEINBERG: Right.

25 MS. LADEN: -- this we found out that they're

1 duplicated. I can't find -- I had a list of the -- we were
2 not going to offer them because they're duplicates of exhibits
3 that are in the Church's exhibits. And I think they're --

4 MS. SCHMELTZER: Maybe we should clear that up.

5 (Pause.)

6 MS. LADEN: I think -- I believe Mass Media Bureau
7 Exhibit 16 is duplicated and Mass Media Bureau Exhibits 18 and
8 19. So, we were not going to offer those, but we can if you,
9 if you want.

10 JUDGE STEINBERG: No, not if you don't want to.
11 I'll tell you what -- why don't -- so, you want to withdraw
12 16, 18, and 19?

13 MS. LADEN: That's correct, Your Honor. Or I
14 should say I will not offer them at this time. If I, if I
15 find that my recollection is mistaken, I, I will check on it,
16 but I did not want to offer them at this time.

17 MS. SCHMELTZER: Yes. 16 is Church Exhibit 8,
18 Attachment 2. 18 is Church Exhibit 8, Attachment 3. And 19
19 is Church Exhibit 8, Attachment 4.

20 JUDGE STEINBERG: Which one -- 16 was Attachment 2?

21 MS. SCHMELTZER: Right.

22 MS. LADEN: So, Your Honor, I'd like to offer Mass
23 Media Bureau Exhibits 1 through 15 and Mass Media Bureau
24 Exhibit 17 and Mass Media Bureau Exhibit 20 through 24.

25 JUDGE STEINBERG: Okay. Mass Media Bureau Exhibits

1 1 through 15 are received.

2 (Whereupon, the documents marked
3 for identification as Mass Media
4 Bureau Exhibit Nos. 1 through 15
5 were received into evidence.)

6 JUDGE STEINBERG: Mass Media Bureau Exhibit 17 is
7 received.

8 (Whereupon, the document marked for
9 identification as Mass Media Bureau
10 Exhibit No. 17 was received into
11 evidence.)

12 JUDGE STEINBERG: And Mass Media Bureau Exhibits 20
13 through 24 are received.

14 (Whereupon, the documents marked
15 for identification as Mass Media
16 Bureau Exhibit Nos. 20 through 24
17 were received into evidence.)

18 JUDGE STEINBERG: If, if you discover other dupli-
19 cation, we can just withdraw, and that way, that way we can
20 keep things straight.

21 Okay. There was one, one more suggestion that I
22 had. Mr. Honig stated that -- I guess we, we can do this off
23 the record.

24 (Off the record.)

25 (On the record.)

1 JUDGE STEINBERG: We're back on.

2 MR. ZAUNER: Before we go off the record, I, I
3 would just like to point out that these exhibits were ex-
4 changed by the Bureau on the day for rebuttal exhibits. By
5 exchanging these exhibits on that date, the Bureau did not
6 seek to limit itself or did not intend to limit itself in
7 terms of the number of exhibits that it might offer. The
8 Bureau might have other exhibits that it would use in the
9 course of cross-examination of witnesses. And with that
10 understanding, that, that this is not a limiting factor --

11 JUDGE STEINBERG: Well, you know, like No. 25.

12 MR. ZAUNER: Like No. 25. Exactly, Your Honor.
13 Thank you.

14 JUDGE STEINBERG: Okay. Why don't we go off the
15 record now.

16 (Whereupon, off the record at 3:18 p.m. Back on the
17 record at 3:40 p.m..)

18 JUDGE STEINBERG: Okay. We're back on the record.
19 Tomorrow morning we'll, we'll start at 9:30 with Reverend
20 Bohlman, and then immediately following Reverend Bohlman we'll
21 have Ms. Zika.

22 When we complete those two witnesses, we'll consid-
23 er the NAACP's exhibits. We'll start off with Nos. 1 through
24 11 and we'll discuss Mr. Miller, and if we have time we'll
25 keep going with the NAACP's exhibits. We'll just play that

1 part by ear.

2 And with that we'll recess for today. Thank you
3 very much.

4 (Whereupon, at 3:41 p.m. on Monday, June 20, 1994,
5 the hearing was adjourned until 9:30 a.m. Tuesday, June 21,
6 1994.)

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CERTIFICATE OF REPORTER, TRANSCRIBER, AND PROOFREADER

IN RE APPLICATIONS OF CLAYTON, MISSOURI
Name

MM DOCKET NO. 94-10
Docket No.

WASHINGTON, D.C.
Place

JUNE 20, 1994
Date

We, the undersigned, do hereby certify that the foregoing pages, numbers 58 through 252, inclusive, are the true, accurate and complete transcript prepared from the reporting by MARYKAE FLEISHMAN in attendance at the above identified proceeding, in accordance with applicable provisions of the current Federal Communications Commission's professional verbatim reporting and transcription Statement of Work and have verified the accuracy of the transcript by (1) comparing the typewritten transcript against the reporting or recording accomplished at the proceeding and (2) comparing the final proofed typewritten transcript against the reporting or recording accomplished at the proceeding.

June 27, 1994
Date

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